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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
DAVID BROWN  
MATTHEW M. WINKLER

Serial No.: 10/082,254

Filed: February 25, 2002

For: METHODS AND COMPOSITIONS FOR  
STRIPPING NUCLEIC ACIDS

Group Art Unit: 1623

Examiner: Devesh Khare

Atty. Dkt. No.: AMBI:035USC1

CERTIFICATE OF FACSIMILE TRANSMISSION  
37 C.F.R. § 1.8

I certify that this correspondence is being transmitted to: Office  
of Petitions, Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450, facsimile number (703) 872-9306  
on the date below:

July 1, 2005

Date

Mark B. Wilson

APPLICATION FOR PATENT TERM ADJUSTMENT UNDER 37 C.F.R. §§1.705(b)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Applicants request a reconsideration of patent term adjustment under 37 C.F.R. §§1.705(b).

The Determination of Patent Term Adjustment under 35 U.S.C. 154(b) (the "Determination") included with the Notice of Allowance and Fees Due dated July 29, 2004, indicated a patent term adjustment of 102 days. Applicants agreed with the calculation in the Determination. However, Applicants disagree with the Patent Term Adjustment of 0 days shown on the issued patent for the following reasons.

The Notice of Allowability mailed on July 29, 2004, included an Interview Summary of an examiner-initiated interview. Applicants submitted a Statement of Substance of the Interview by

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mail on August 16, 2004, which was received in the Office on August 20, 2004, within the required time limit which was requested in the Interview Summary. On February 1, 2005, the Office mailed another Interview Summary of an examiner-initiated interview. Applicants submitted a Statement of Substance of the Interview via facsimile on March 2, 2005.

PAIR shows an Applicant delay of 120 days based on the Statement of Substance of the Interview filed by Applicants on August 16, 2004 (received by the Office on August 20, 2004). Applicants do not agree that they should be charged a delay at all, much less a delay of 120 days, for appropriately and timely responding to the Interview Summary initiated by the examiner.

PAIR further shows an Applicant delay of 70 days based on the Statement of Substance of the Interview filed by Applicants on March 2, 2005. As stated above, Applicants do not agree that they should be charged a delay at all, much less a delay of 70 days, for appropriately responding to the Interview Summary initiated by the examiner.

In view of the above, Applicants respectfully request an adjustment of the patent term from 0 days to 169 days (a PTO delay of 313 days, less Applicants' delay of 144 days).

In accordance with 37 C.F.R. §§ 1.18(e), the Commissioner is hereby authorized to deduct a fee of \$200.00 from Fulbright & Jaworski Deposit Account No.: 50-1212/AMBI:035USC1.

Respectfully submitted,



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Date: July 1, 2005